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Dated: 9/11/09Signed: Pete Haler**PATENT**

Attorney Docket No.: 101961-01-5142-US02

Client Ref. No.: 7994.204-US

(NEO00293US/371)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Shawn DeFrees, *et al.*

Application No.: 10/579,621

Filed: February 21, 2007

For: GLYCOPEGYLATED
ERYTHROPOIETIN

Customer No.: 43850

Confirmation Number: 9539

Examiner: Goon, Scarlett Y.

Technology Center/Art Unit: 1623

**NOTIFICATION OF LOSS OF
ENTITLEMENT TO SMALL ENTITY
STATUS UNDER 37 CFR 1.27(G)(2)
DEFICIENCY PAYMENT UNDER 37
CFR 1.28(C)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Status as a small entity was established in good faith in the above referenced application and fees as a small entity were paid in good faith. It has meanwhile been discovered that small entity status was established in error. Applicant respectfully requests for this error to be excused in accordance with 37 CFR 1.28(c). As required in paragraphs (c)(1) and (c)(2) therein, the itemization of the deficiency payment owed (resulting from the previous erroneous payment of small entity fees) is submitted herewith.

The Commissioner is authorized to deduct the total deficiency payment amount shown on the enclosed fee transmittal, or any additional underpayments from the undersigned's Deposit Account No. 50-0310.

03/22/2010 CKHLOK	00000003	500310	10579621
01 FC:1631	330.00	DA	
02 FC:1633	220.00	DA	
03 FC:1615	676.00	DA	
04 FC:1681	270.00	DA	
05 FC:1641	100.00	DA	
06 FC:1617	130.00	DA	

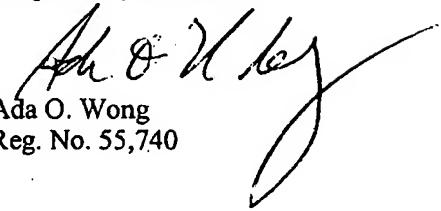
Adjustment date: 03/22/2010	CKHLOK	
03/26/2006 ATRAN1	00000067	
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04 FC:2681	125.00	CR
05 FC:2615	350.00	CK

Adjustment date: 03/22/2010 CKHLOK
03/23/2007 LLANDGRA 00000062 500310 10579621
01 FC:2617 65.00 CR

Further, attached is a supplemental Application Data Sheet.

A corrected Filing Receipt is respectfully requested.

Respectfully submitted,


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